

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF NEW YORK

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JERRY W. CASH,

Plaintiff,

v.

Civil Action No.

05-CV-747

FJS/GJD

COMMISSIONER OF SOCIAL  
SECURITY,

**STIPULATION OF**  
**REMAND**

Defendant.

\*\*\*\*\*

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties in the above-entitled action that the final decision of the Secretary is reversed and the case is remanded for rehearing, pursuant to the fourth sentence of 42 U.S.C. § 405(g). The clerk is directed to enter judgment in this case.

Dated: October 4, 2005

/s/ Jennifer Gale Smith

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Jennifer Gale Smith, Esq.  
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Attorney for Plaintiff

Dated: October 4, 2005

GLENN T. SUDDABY  
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By: /S/ William H. Pease  
William H. Pease - 102338  
Assistant U.S. Attorney

SO ORDERED:

Dated: **Oct 4 '05**  
Syracuse, New York

  
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HON. GUSTAVE J. DIBIANCO  
U.S. MAGISTRATE JUDGE